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PATENT

Customer No. 22,852

Attorney Docket No. 08019.0001-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ciaran BOLGER et al.

Group Art Unit: 3737

Application No.: 09/988,629

Examiner: Not Assigned

Filed: November 20, 2001

METHOD AND APPARATUS FOR

MONITORING EYE TREMOR

DEC 11 2003

Commissioner for Patents

P.O. Box 1450

TECHNOLOGY CENTER R3700

RECFIVED

Alexandria, Virginia 22313-1450

Sir:

For:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed documents are attached.

Applicants respectfully request that the Examiner consider the documents and indicate that they were considered by making an appropriate notation on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If the Examiner applies these documents as prior art

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against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of these

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should it be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: December 8, 2003

documents.

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Applicant	Ciaran BOLGER et al.			PEOEIVED
Filing Date	November 20, 2001	Group:	3737	DEC 1 6 2003

		U.S. PATENT	DOCUMENTS		, 20111020	OGY CENTER R370
Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
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	FOREIGN PATE	NT DOCUMENT	S		
Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)
Davis Coakley; "The Ocular Microtremor Record and the Prognosis of the Unconscious Patient;" The Lancet; March 5, 1977; pp. 512-515.
Alexander Spauschus; Jon Marsden; David M. Halliday; Jay R. Rosenberg; Peter Brown; "The Origin of Ocular Microtremor in Man;" Experimental Brain Research; 1999; pp. 556-562.
Veroslav Golda; Rudolf Petr, Frantisek Cermak, Vladimir Rozsival; Aromir Sverak; "Ocular Microtremor and the Level of Vigilance; pp. 77-83.
W.L. Davies; G.R. Plant; "A Transducer for the Clinical Recording of Ocular Microtremor;" Volume 2, No. 5; September, 1978; pp. 249-251.
Peter Brown, M.D.; "A New Clinical Technique for Demonstrating Changes in Eye Acceleration During Horizontal Saccades in Patients with Partial Internuclear Ophthalmoplegias;" Journal of Neuro-Ophthalmology; Volume 18, No. 1; 1988; pp. 36-39.
W.L. Davies; G.R. Plant; "The Recording and Analysis of Human Ocular Microtremor;" The Journal of Physiology; December, 1977; pp. 21P-22P.
D. Coakley; J.G. Thomas; "The Effect of Age and Eye Position on the Normal Ocular Microtremor Record;" Proceedings of the Physiological Society; September, 1976; pp. 260P-261P
Dr. Davis Coakley; Dr. John D . Thomas; "Ocular Microtremor: A Neurogenic Phenomenon;" Electromyography and Clinical Neurophysiology; 1979; Volume 19, No. 4; pp. 325-328.
S. Bojanic; T. Simpson; C. Bolger; "Ocular Microtremor: A Tool for Measuring Depth of Anaesthesia?;" British Journal of Anaesthesia; 2001; Volume 86, No. 4; pp. 519-522.
Ciaran Bolger; Stana Bojanic; Noirin F. Sheahan; Davis Coakley; James F. Malone; "Effect of Age on Ocular Microtremor Activity;" Journal of Gerontology: Medical Sciences; 2001; Volume 56A, No. 6; pp. M386-M390.
L.Y. Abakumova; A.R. Shakhnovich; J.G. Thomas; "An Investigation of the Correlation between Abnormal Patterns of Ocular Microtremor and an Abnormal Pupil Reflex in Neurological Patients; Journal of Neurological Sciences; December, 1975; Volume 26, No. 4, pp. 469-477.
M. Michalik; "Spektralanalysen des okularen Mikrotremors bei Hirnstammfunktionsstorungen;" Z. EEG-EMG; No. 18; 1987; pp. 20-26.

INFORMATION DISCLOSURE CITATION

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